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FACSIMILE COVER SHEET

Deliver to: Woo, Isaac M., USPTO

Art Group: 2162

Facsimile No.: 703-872-9306

Date: July 12, 2005

From: Jordan M. Becker, Reg. No. 39,602

Our Docket No.: 3386P018

Number of pages ...6... including this sheet.

Application No.: 09/759,628

Filing Date: 1/12/2001

Docket Due Date(s): 9/6/2005

Enclosed are the following documents:

☐ Amendment: _____ (_ , pgs)
☐ Appeal Brief (. pgs)
☐ Application: _____
(. _pgs) w/cover & abstract)
☐ Assignment & Cover Sheet (..... pgs)
☒ Certificate of Facsimile
☐ Continued Prosecution Application (CPA)
☐ Declaration & POA (..... pgs)
☐ Drawings: ... sheets, . . figures
☐ Extension of Time: ...
☒ Fee Transmittal (in duplicate)
☐ IDS & PTO/SB/08 (pgs)
☒ Other Response to Final Office Action Under 37 C.F.R. 1.116 (3 pgs).

☐ Issue Fee Transmittal
☐ Notice of Appeal
☐ Petition for: ...
☐ Request for Continued Examination (RCE)
☐ Reply Brief (.....pgs)
☐ Request & Certification Under 35 USC 122(b)(2)(B)(i)
☐ Request to Rescind Previous Nonpublication Request
☐ Response to Notice of Missing Parts & Formalities Letter
☐ Response to Written Opinion (. —pgs)
☐ Terminal Disclaimer
☐ Transmittal of Publication Fee Due
☐ Transmittal Letter

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8A)

I hereby certify that this correspondence is being transmitted by facsimile on the date shown below to the United States Patent and Trademark Office.

Julie Arango   7/12/2005

Julie Arango   *Date*

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FEE TRANSMITTAL
for FY 2005
Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27.

| TOTAL AMOUNT OF PAYMENT | ($) | 0.00 |

Complete if Known		**RECEIVED**
Application Number	09/759,628	**CENTRAL FAX CENTER**
Filing Date	January 12, 2001	
First Named Inventor	David L. Gilmour	JUL 1 2 2005
Examiner Name	Woo, Isaac M.	
Art Unit	2162	
Attorney Docket No.	3386P018	

METHOD OF PAYMENT *(check all that apply)*

☐ Check ☐ Credit card ☐ Money Order ☒ None   ☐ Other (please identify): _____

☒ Deposit Account Deposit Account Number: **02-2666**   Deposit Account Name: **Blakely, Sokoloff, Taylor & Zafman LLP**

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)
- ☐ Charge fee(s) indicated below
- ☒ Charge any additional fee(s) or underpayment of fee(s) under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.
- ☐ Charge fee(s) indicated below, except for the filing fee
- ☒ Credit any overpayments

FEE CALCULATION

1. EXTRA CLAIM FEES

	Extra Claims	Fee from below	Fee Paid
Total Claims	27 - 27* = 0 x		$0.00
Independent Claims	2 - 3* = 0 x		$0.00
Multiple Dependent			

Large Entity		Small Entity		Fee Description
Fee Code	Fee ($)	Fee Code	Fee ($)	
1202		2202		Claims in excess of 20
1201		2201		Independent claims in excess of 3
1203		2203		Multiple Dependent claim, if not paid
1204		2204		**Reissue independent claims over original patent
1205		2205		**Reissue claims in excess of 20 and over original patent

**or number previously paid, if greater, For Reissues, see below*

| SUBTOTAL (1) | ($) | 0.00 |

2. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee ($)	Fee Code	Fee ($)		
1051		2051		Surcharge - late filing fee or oath	
1052		2052		Surcharge - late provisional filing fee or cover sheet.	
2053		2053		Non-English specification	
1251		2251		Extension for reply within first month	
1252		2252		Extension for reply within second month	
1253		2253		Extension for reply within third month	
1254		2254		Extension for reply within fourth month	
1255		2255		Extension for reply within fifth month	
1401		2401		Notice of Appeal	
1402		2402		Filing a brief in support of an appeal	
1403		2403		Request for oral hearing	
1451		2451		Petition to institute a public use proceeding	
1460		2460		Petitions to the Commissioner	
1807		1807		Processing fee under 37 CFR 1.17(q)	
1806		1806		Submission of Information Disclosure Stmt	
1809		1809		Filing a submission after final rejection (37 CFR § 1.129(a))	
1810		2810		For each additional invention to be examined (37 CFR § 1.129(b))	

Other fee (specify)

| SUBTOTAL (2) | ($) | |

SUBMITTED BY — Complete (if applicable)

Name (Print/Type)	Jordan M. Becker	Registration No. (Attorney/Agent)	39,602	Telephone	(408) 720-8300
Signature				Date	07/12/05

Based on PTO/SB/17 (12-04) as modified by Blakely, Sokoloff, Taylor & Zafman (sdk) 12/15/2004.
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FEE TRANSMITTAL
for FY 2005
Patent fees are subject to annual revision.

Complete if Known	
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Filing Date	January 12, 2001
First Named Inventor	David L. Gilmour
Examiner Name	Woo, Isaac M.
Art Unit	2162
Attorney Docket No.	3386P018

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JUL 12 2005

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TOTAL AMOUNT OF PAYMENT	($)	0.00

METHOD OF PAYMENT *(check all that apply)*

☐ Check   ☐ Credit card   ☐ Money Order   ☒ None   ☐ Other (please identify): _____

☒ Deposit Account   Deposit Account Number: 02-2666   Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

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Independent Claims	2 - 3* =	0	x		=	$0.00
Multiple Dependent						

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1810		2810		For each additional invention to be examined (37 CFR § 1.129(b))	

Other fee (specify) _____

SUBTOTAL (2)	($)	

SUBMITTED BY

		Complete (if applicable)			
Name (Print/Type)	Jordan M. Becker	Registration No. (Attorney/Agent)	39,602	Telephone	(408) 720-8300
Signature				Date	07/12/05

Based on PTO/SB/17 (12-04) as modified by Blakely, Sokoloff, Taylor & Zafman (wir) 12/15/2004.
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Attorney Docket No.: 003386.P018   <u>Patent</u>

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application for:
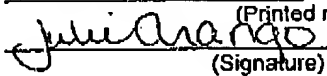
David L. Gilmour et al.

Serial No.: 09/759,628

Filing Date: 01/12/2001

For: METHOD AND SYSTEM TO PUBLISH
THE RESULTS OF A SEARCH OF
DESCRIPTIVE PROFILES BASED
ON RESPECTIVE PUBLICATION
POLICIES SPECIFIED BY OWNERS
OF THE DESCRIPTIVE PROFILES,
AND A PROFILE SERVICE
PROVIDER

Examiner: Woo, Isaac M.

Group Art Unit: 2162

<table>
<tr><td><u>Certificate of Transmission</u>
I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office on:

<u>July 12, 2005</u>
(Date of Transmission)
<u>Julie Arango</u>
(Printed name)
(Signature)   (Date)</td></tr>
</table>

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

<u>RESPONSE TO FINAL OFFICE ACTION UNDER 37 C.F.R.§ 1.116</u>

Dear Sir:

In response to the Final Office Action mailed on June 6, 2005, please reconsider

the present application in view of the following remarks.

Applicants respectfully traverse the rejections. The rejection in the Final Office

Action is clearly in error.

Independent claim 1 includes the recitation, "wherein...read access to the first

profile is limited to the profile subject <u>and denied to a host computer that hosts the first</u>

<u>profile</u>" (emphasis added). Independent claim 26 includes a similar limitation. Desai

(U.S. Patent no. 6,820,204) fails to disclose or even suggest at least this feature.

1

In the Final Office Action, page 3, the Examiner cites Desai at figure 13, col. 16, lines 61-67 to col. 17, lines 1-10, as disclosing this claim feature. In particular, the Examiner points to Desai's disclosure of a public/private attribute for fields in table 358. However, the public/private attribute in table 358 of Desai only controls whether particular users can access a particular field in a profile. For instance, Desai states, "Fields that are marked "public" may be accessed by users, such as registered user 362, through the Internet 354 and physical firewall 352. Fields that are marked "private" may only be accessed from inside the affiliate's system's intranet or other local network." Desai, col. 16, lines 6-11 (emphasis added). Thus, the public/private attribute in Desai is used to control users' access information according to where each requesting user is located on the network.

Nowhere does Desai hint or suggest that read access to any information is denied to the host computer that hosts the information, much less a profile as recited in claims 1 and 26. In fact, the above-quoted text from Desai indicates that the host computer has full read access to all profile data, both public and private.

For at least this reason, therefore, the rejection based on Desai is in error and should be withdrawn. Therefore, the present application is believed to be in condition for allowance, and such action is earnestly requested.

2

If any additional fee is required, please charge Deposit Account No. 02-2666.

Respectfully submitted,
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Date: 7/12/05

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